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Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JULIE A. CLEMONS; individually,

Plaintiff,

vs.

UNITED STATES OF AMERICA,

Defendant.

Case No. 2:19-cv-0248-JCM-EJY

**STIPULATION TO PERMIT THE PARTIES TO FILE AN AMENDED
PROPOSED JOINT PRETRIAL ORDER**

Pursuant to Federal Rule of Civil Procedure 1, the parties respectfully request that the Court approve this Stipulation to permit the parties to file an amended proposed Joint Pretrial Order (“JPTO”) on or before May 26, 2023. The parties seek to file an amended JPTO in this case that will shorten the length of trial, reduce the number of witnesses needed to testify and reduce the costs associated with the trial by stipulating in advance to certain matters. An amended JPTO will further the goal of ensuring the just, speedy and inexpensive determination of the issues at trial.

On January 18, 2023, Defendant filed a proposed JPTO agreed upon by both parties.

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ECF No. 86. However, by Minute Order issued on March 31, 2023, the Court noted certain deficiencies in the JPTO and directed counsel for Defendant to refile a corrected copy.¹ See ECF No. 87. Following issuance of the Court's March 31, 2023 Minute Order, the parties have had the opportunity to further discuss this case and have agreed to certain stipulations that will significantly reduce the number of witnesses that will need to testify at trial. Additionally, the parties believe they can stipulate to the admission of numerous medical records that will streamline and shorten the length of the trial in this case. Accordingly, the parties respectfully request that the Court permit them to file an amended JPTO, rather than a corrected copy of the document that was previously filed on January 18, 2023, which will set forth certain stipulations regarding evidence in this case for the purpose of making the presentation of that evidence less cumbersome and streamline the trial.

The parties respectfully request that the Court approve this Stipulation. The additional time sought herein (16-days from the filing of this Stipulation) will provide sufficient time for the parties to prepare and file an amended JPTO while balancing case commitments in other matters.

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¹ A corrected copy does not permit a party to substantively alter the previously filed document but rather limits a party to simply correcting the deficiencies noted by the Court and filing the same document.

1 This Stipulation is not filed for the purpose of delay but rather to promote the goals set
2 forth under FRCP 1.

3 Respectfully submitted,

4 /s/ Richard T. Colonna

5 /s/ Paul S. Padda

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Attorney for Plaintiff


12 Attorney for Defendant

Dated: May 10, 2023

Dated: May 10, 2023

13 **IT IS SO ORDERED:**

14 The parties' stipulation to be permitted to file
15 an amended proposed Joint Pretrial Order
16 ("JPTO"), rather than a corrected copy of the
17 previously filed JPTO (as directed by the
18 Court's March 31, 2023 Minute Order) is
19 hereby approved. The parties shall file an
20 amended proposed JPTO on or before May 26,
21 2023.

22 
UNITED STATES DISTRICT JUDGE

23 DATED: May 15, 2023
24 _____